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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION13
14 D.S. and M.S., parents, on behalf of Student J.S.,) Case No.: 12-CV-00850-LHK
15 Plaintiff,) ORDER REGARDING FILING OF
16 v.) NOTICE OF SETTLEMENT; ORDER
17 SANTA CRUZ CITY SCHOOL DISTRICT,) CONTINUING HEARING ON MOTION
18 SANTA CRUZ COUNTY OFFICE OF) FOR LEAVE TO AMEND, APPEAL OF
19 EDUCATION, AND SANTA CRUZ COUNTY) ADMINISTRATIVE DECISION, AND
20 CHILDRENS' MENTAL HEALTH SERVICES,) REQUEST FOR ATTORNEY'S FEES
21 Defendants.)
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2324 On June 20, 2013, a hearing was held on Plaintiffs': (1) Motion for Leave to Amend, ECF
25 No. 28, and (2) Appeal challenging the Administrative Law Judge's decision and request for
26 attorney's fees, ECF No. 34. During the hearing, the Court issued its tentative rulings and
requested that the parties meet and confer to discuss whether it was possible to settle the case.27 After meeting and conferring, the parties informed the Court that the parties have reached a
28 tentative settlement. Plaintiffs stipulated with Defendant Children's Mental Health Services
("CMH") that the Appeal would be denied as to CMH and that CMH should be dismissed from the
case. Finally, the parties agreed that J.S. should be added as a party in this case.

29 Accordingly, the Court ORDERS that:

1 (1) J.S. is added as a Plaintiff in this case;

2 (2) Plaintiffs' Appeal is DENIED as to CMH. Plaintiffs and CMH shall file a stipulation

3 dismissing CMH as a Defendant by June 24, 2013;

4 (3) By June 28, 2013, Plaintiffs and Defendants Santa Cruz County Office of Education

5 ("COE") and Santa Cruz City School District ("District") shall file a notice stating

6 that they have finalized and executed their settlement agreement subject to the

7 condition that the settlement agreement shall not become effective as to the District

8 until the School Board approves the agreement. Plaintiffs and COE shall

9 additionally file a stipulation dismissing COE from the case;

10 (4) By August 26, 2013, the Wednesday following the School Board's August 21, 2013

11 meeting, Plaintiffs and the District shall file a stipulation dismissing the District

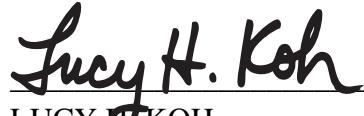
12 from the case; and

13 (5) The hearing on Plaintiffs' pending Motion for Leave to Amend, Appeal, and Request

14 for attorney's fees is CONTINUED to September 26, 2013, at 1:30 p.m.

15 **IT IS SO ORDERED.**

16 Dated: June 20, 2013



17 LUCY H. KOH
18 United States District Judge